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February 7, 2007

Mr. Charles L. A. Terreni Chief Clerk/Administrator South Carolina Public Service Commission Synergy Business Park, The Saluda Building 101 Executive Center Drive Columbia, South Carolina 29210

Re: Proceeding to Establish Guidelines for an Intrastate Universal Service Fund

Docket No. 1997-239-C

Dear Mr. Terreni:

I am writing on behalf of the South Carolina Telephone Coalition ("SCTC") regarding a notice of hearing that was issued on January 31, 2007, in the above-referenced docket. The notice states that the Commission will hold a hearing on April 19, 2007 to address proposed modifications to the Guidelines for the South Carolina Universal Service Fund.

The State USF Guidelines were adopted by the Commission by Order No. 2001-996 in this docket. Order No. 2001-996, along with other Commission Orders implementing the State USF, is the subject of a consolidated appeal currently pending before the South Carolina Supreme Court (Case Nos. 01-CP-40-4211, 01-CP-40-4080, 02-CP-40-0072, and 02-CP-40-0073). In addition, various aspects of the State USF Guidelines have been appealed and are pending in the Circuit Court. Each of the Circuit Court appeals (Case Nos. 03-CP-40-3290, 03-CP-40-3291, 05-CP-40-1371, and 05-CP-40-1545) has been held in abeyance pending resolution of the Supreme Court appeal.

In light of these pending appeals, the SCTC believes it would be premature for the Commission to reexamine the State USF Guidelines at this time. We believe such a hearing would be an inefficient use of the Commission's and the parties' time and resources and, therefore, is not in the public interest. For these reasons, we respectfully request that the Commission cancel the scheduled hearing, and postpone a re-examination of the State USF Guidelines until the pending appeals have been resolved.

THIS DOCUMENT IS AN EXACT DUPLICATE, WITH THE EXCEPTION OF THE FORM OF THE SIGNATURE, OF THE E-FILED COPY SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.

# McNair Law Firm, P.A. attorneys and counselors at law

Mr. Charles L. A. Terreni February 7, 2007 Page 2

Very truly yours

MJB,Jr./rwm

cc:

Parties of record

#### **BEFORE**

#### THE PUBLIC SERVICE COMMISSION OF

#### **SOUTH CAROLINA**

### **DOCKET NO. 97-239-C**

IN RE:	Proceeding to Establish Guidelines	)	
	for an Intrastate Universal	)	CERTIFICATE
	Service Fund	)	OF SERVICE
		)	

I, Rebecca W. Martin, Secretary for McNair Law Firm, P. A., do hereby certify that I have this date served one (1) copy of the attached letter on behalf of the South Carolina Telephone Coalition in the above–referenced matter on the following parties of record by causing said copy to be deposited with the United States Mail, first class postage prepaid, affixed thereto and addressed as follows:

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February 7, 2007

Columbia, South Carolina